

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )                           8:23CR73  
                                )  
vs.                         )  
                                )  
FERNANDO MONTOYA-AMEZCUA, )                           ORDER  
                                )  
Defendant.                 )

This matter is before the court on the Unopposed Motion to Continue Trial [25]. Counsel was recently appointed and needs additional time to explore and discuss possible resolutions short of trial. For good cause shown,

**IT IS ORDERED** that the Unopposed Motion to Continue Trial [25] is granted, as follows:

1. The jury trial now set for May 22, 2023, is continued to **July 31, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and July 31, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

**DATED: May 1, 2023.**

**BY THE COURT:**

**s/ Susan M. Bazis  
United States Magistrate Judge**